

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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BRANDON BOWARE.

Plaintiff.

v.

LEVI STRAUSS DISTRIBUTION CENTER.

Defendant.

Case No. 2:24-cv-01139-RFB-DJA

ORDER

Before the Court for consideration is the Report and Recommendation (ECF No. 13) of the Honorable Daniel J. Albregts, United States Magistrate Judge, entered on August 29, 2024. A district court “may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate.” 28 U.S.C. § 636(b)(1). A party may file specific written objections to the findings and recommendations of a magistrate judge. 28 U.S.C. § 636(b)(1); Local Rule IB 3-2(a). When written objections have been filed, the district court is required to “make a de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made.” 28 U.S.C. § 636(b)(1); see also Local Rule IB 3-2(b). Where a party fails to object, however, a district court is not required to conduct “any review,” de novo or otherwise, of the report and recommendations of a magistrate judge. Thomas v. Arn, 474 U.S. 140, 149 (1985). Pursuant to Local Rule IB 3-2(a), objections were due by September 12, 2024. No objections have been filed. The Court has reviewed the record in this case and concurs with the Magistrate Judge’s recommendation.

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1 **IT IS THEREFORE ORDERED** that the Report and Recommendation (ECF No. 13) is
2 ACCEPTED and ADOPTED in full.

3 **IT IS FURTHER ORDERED** that Defendant's motion to dismiss (ECF No. 5) is
4 GRANTED. Plaintiff is given leave to amend his complaint.

5 **IT IS FURTHER ORDERED** that Defendant's motion for more definite statement (ECF
6 No. 6) is DENIED as moot.

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10 **DATED:** October 21, 2024

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RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE